

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Aug 09, 2024**

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

JAIMES TIN AUNG,

Defendant.

No. 2:24-CR-00106-TOR-2

ORDER FOLLOWING  
INITIAL APPEARANCE  
AND ARRAIGNMENT ON  
INDICTMENT AND DETENTION  
HEARING AND CONTINUING  
DETENTION HEARING

**\*\*USMS ACTION REQUIRED\*\***

On August 9, 2024, the Court held a hearing for Defendant JAIMES TIN AUNG's initial appearance and arraignment based on an Indictment and a detention hearing. Defendant appeared in custody represented by court-appointed counsel Zachary Ayers. Assistant U.S. Attorney Rebecca Perez represented the United States. U.S. Probation Officer Patrick J. Dennis was also present.

Defendant was advised of and acknowledged his rights. The Court entered a plea of not guilty to the Indictment on Defendant's behalf. A member of the Criminal Justice Act Panel was previously appointed to represent Defendant (ECF No. 35) and that appointment was affirmed.

The United States is seeking Defendant's detention. **ECF No. 37.** Defendant requested a detention hearing be held on this date and the Court

1 commenced a detention hearing. After initial proffers and argument from the  
2 parties, Defendant requested a continuance of the detention hearing.

3 **IT IS ORDERED:**

4 1. The **detention hearing is continued to August 14, 2024, at 9:30**  
5 **a.m.**, before the undersigned.

6 2. Defendant shall remain in custody pending the hearing and shall be  
7 afforded reasonable opportunity for private consultation with counsel.

8 3. Defendant shall have no contact whatsoever, direct or indirect, with  
9 any persons Defendant knows or reasonably should know are or may become a  
10 victim or potential witness in the subject investigation or prosecution. Prohibited  
11 forms of contact include, but are not limited to, telephone, mail, email, text, video,  
12 social media, and/or any contact through any third person or parties. Pretrial  
13 Services may but is not required to exempt specific named individuals from this  
14 prohibition, including but not limited to immediate family members or co-workers.

15 4. If necessary, the United States Probation/Pretrial Services Office is  
16 authorized to prepare a post-bail report and shall notify defense counsel prior to  
17 interviewing Defendant. If Defendant does not wish to be interviewed, that Office  
18 shall prepare said report using any information it deems relevant to the issue of  
19 detention.

20 5. The Court directs the parties to review the Local Criminal Rules:  
21 <https://www.waed.uscourts.gov/court-info/local-rules-and-orders/general-orders>  
22

23 6. Pursuant to F. R. Crim. P. 5(f) and LCrR 16(a)(6), at arraignment or  
24 within 14 days thereafter, the Government is required to disclose evidence  
25 favorable to the defendant and material to the defendant's guilt or punishment to  
26 which defendant is entitled pursuant to *Brady v. Maryland*, 373 U.S. 83 (1963) and  
27 its progeny. This is a continuing duty for newly discovered evidence. LCrR 16(c).  
28 Pursuant to F. R. Crim. P. 16(d)(2), failure to comply may result in an order

1 permitting the discovery or inspection; granting a continuance; or any other order  
2 that is just under the circumstances (including sanctions, dismissal, exclusion of  
3 evidence or witnesses).

4 **IT IS SO ORDERED.**

5 DATED August 9, 2024.



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JAMES A. GOEKE  
UNITED STATES MAGISTRATE JUDGE